IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O.O.C.J.

SUIT NO.3457 OF 1990

M/s. Caprihans India Limited .. Plaintiff
v/s.
Bank of Maharashtra and others .. Defendants

Mr.Dasgupta i/by Mr. D.G. Jhangiani for the plaintiff.
Mr. U.A. Mahajan i/by M/s. Divekar & Co. for the defendants.

CORAM : A.M. KHANWILKAR, J.
DATED : 28TH SEPTEMBER, 2007

P.C.

Counsel for the plaintiff in all fairness submits that nothing survives in the suit as the Letter of Credit which is the subject matter of suit has already been encashed. Besides he submits that the plaintiffs are not traceable and he has no instructions in the matter. In the circumstances, suit is dismissed for non-prosecution.

(A.M. KHANWILKAR, J.)